

65.290 Copies of agreement must be filed -- Status of public agencies in case or controversy involving agreement between or among agencies of other state or United States.

- (1) Before any agreement made pursuant to KRS 65.210 to 65.300 shall become operative or have force and effect, a certified copy thereof shall be filed with the Secretary of State. After the original filing of an agreement as provided in this section, no additional filing is required for agreements amended solely for the addition or removal of parties as provided under KRS 65.242.
- (2) If an agreement entered into pursuant to KRS 65.210 to 65.300 is between or among one (1) or more public agencies of this state and one (1) or more public agencies of another state or of the United States, that agreement may have the status of an interstate compact, but in any case or controversy involving performance or interpretation thereof or liability thereunder, the public agencies party thereto shall be real parties in interest and the state may maintain an action to recoup or otherwise make itself whole for any damages or liability which it may incur by reason of being joined as a party therein. An action shall be maintainable against any public agency or agencies whose default, failure of performance, or other conduct caused or contributed to the incurring of damage or liability by the state.

Effective: July 15, 2020

History: Amended 2020 Ky. Acts ch. 98, sec. 11, effective July 15, 2020. -- Amended 1964 Ky. Acts ch. 114, sec. 6. -- Created 1962 Ky. Acts ch. 216, sec. 8.